

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF APPEALS

TECH CENTER 1600/2900

OCT 18 2002

RECEIVED

Applicants: Timothy P. Tully, Joshua I Dubnau, Michael Davis, Jan Mous
and Ulrich Certa

Serial No.: 09/523,066 Group Art Unit: 1634

Filed: March 10, 2000 Examiner: B. Forman

Confirmation No.: 4462

For: GENE CHIP TECHNOLOGY FOR DETERMINING MEMORY GENES

CERTIFICATE OF MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Assistant Commissioner for Patents, P.O. Box 2327, Arlington, VA 22202	
on <u>10-9-02</u>	<u>Sandra Jamma</u>
Date	Signature
<u>Sandra Jamma</u>	
Typed or printed name of person signing certificate	

Assistant Commissioner for Patents
Box AF
P.O. Box 2327
Arlington, VA 22202

10/17/2002 AWONDAF1 00000059 09523066

01 FC:1401
02 FC:1253

320.00 OP
920.00 OP

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated April 10, 2002 of the Primary Examiner finally rejecting claims 12-15 and 24-26. The item(s) checked below are appropriate:

- ☒ Applicant hereby petitions to extend the time for filing a Notice of Appeal in response to the Office Action Made Final dated April 10, 2002 for three months from July 10, 2002 to October 10, 2002.
- ☐ A month extension of time to respond to the Office Action Made Final dated was filed on with payment of a \$ fee.
☐ Applicant hereby petitions for an additional month extension of time to respond to the Office Action Made Final.
- ☐ A Request for Oral Hearing before the Board of Patent Appeals and Interferences is being filed concurrently herewith.

4. Fees are submitted for the following:

<input checked="" type="checkbox"/>	Extension of Time for three months		\$	920
<input type="checkbox"/>	Additional Extension of Time:			
	Fee for Extension	(<input type="checkbox"/> mo.)	\$	
	Less fee paid	(<input type="checkbox"/> mo.)	- \$	
	Balance of fee due		\$	0
<input checked="" type="checkbox"/>	Notice of Appeal		\$	320
<input type="checkbox"/>	Other		\$	
			TOTAL	\$ 1240


5. The method of payment for the total fees is as follows:

- ☒ A check in the amount of \$1240.00 is enclosed.
- ☐ Please charge Deposit Account No. 08-0380 in the amount of \$[].

Please charge any deficiency or credit any overpayment in the fees that may be due in this matter to Deposit Account No. 08-0380. A copy of this document is enclosed for accounting purposes.

Respectfully submitted,

HAMILTON, BROOK, SMITH, REYNOLDS, P.C.

By 
Helen Lee
Registration No.: 39,270
Telephone: (978) 341-0036
Facsimile: (978) 341-0136

Concord, MA 01742-9133

Date: October 9, 2002